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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

WASHINGTON C. MONTANO,

Plaintiff,

v.

CESAR L. SINNACO,

Defendants.

Case No.: C 04 0543 JF (PR)

**STIPULATION AND [PROPOSED]
ORDER REGARDING CASE SCHEDULE**

Trial Date: April 15, 2010
Action Filed: Feb. 9, 2004

Plaintiff Washington C. Montano and Defendant Cesar L. Sinnaco (collectively, "parties")
agree and stipulate to the following:

WHEREAS the parties filed a Joint Case Management Statement on September 3, 2010,
which included a proposed case schedule (Docket No. 55);

1 WHEREAS the Court adopted the proposed case schedule during the case management
2 conference held on September 10, 2010 (Docket No. 56);

3 WHEREAS the parties seek to amend the Court's scheduling order to allow for additional
4 time to designate expert witnesses and to waive the requirement of a written report;

5 IT IS HEREBY STIPULATED by and between the parties, through their attorneys, that the
6 parties waive the requirement to prepare and exchange written reports in Rule 26(a)(2)(B) of the
7 Federal Rules of Civil Procedure; and the parties jointly propose the following amended case
8 schedule for Court approval:

9 Designation of expert witnesses by December 21, 2010;

10 Designation of rebuttal expert witnesses by January 21, 2010; and

11 Expert discovery to be completed by March 9, 2010.

12 Dated: November 24, 2010

EDMUND G. BROWN JR.
Attorney General of California
PAUL T. HAMMERNESS
Supervising Deputy Attorney General

13 By: _____/s/

14
15 Kay K. Yu
16 Deputy Attorney General
Attorneys for Defendant Cesar Sinnaco

17 I, Christopher M. O'Connor, declare, under penalty of perjury under the laws of the United
18 States of America, that Deputy Attorney General Kay K. Yu has concurred in the filing of this
19 document.

20
21 Dated: November 24, 2010

BINGHAM McCUTCHEN LLP

22 By: _____/s/

23 Christopher M. O'Connor
24 Attorneys for Plaintiff Washington C.
Montano

25 PURSUANT TO STIPULATION, IT IS SO ORDERED.

26 Dated: 12/9/10 _____

27 
28 Hon. Jeremy Fogel